

July 1, 2005

MICHAEL REITZ
EVERGREEN FREEDOM FOUNDATION
PO BOX 552
OLYMPIA WA 98507

Subject: Complaint filed against IBEW Local 112 PAC – PDC Case #05-122

Dear Mr. Reitz:

The Public Disclosure Commission (PDC) staff has completed its investigation of the complaint filed by Jami Lund on behalf of the Evergreen Freedom Foundation, received November 9, 2004, alleging that the International Brotherhood of Electrical Workers Local 112 Political Action Committee (IBEW Local 112 PAC) improperly classified \$15,717.25 in contributions received from January through August 2004 as anonymous contributions, in violation of RCW 42.17.060(4).

Your complaint was reviewed in light of the following statutes:

RCW 42.17.080 and .090 require political committees to file timely, accurate reports of contributions and expenditures.

RCW 42.17.060(4) prohibits deposit of anonymous contributions in excess of one percent of the total accumulated contributions received in the current calendar year or \$300, whichever is more.

You alleged that IBEW Local 112 PAC exceeded the allowable anonymous contribution threshold in calendar year 2004 by reporting \$15,717.25 as anonymous contributions.

We found that:

- IBEW Local Union 112 collects contributions from its members for the IBEW Local 112 PAC fund and the International COPE fund, respectively. At the end of each month, the funds collected from members are distributed to the IBEW PAC who then issues a check to the International COPE fund, and keeps the remaining funds that are specifically earmarked for the IBEW Local 112 PAC. The monthly contribution to the International COPE fund is \$1.00 per month for each member, and the monthly contribution to IBEW Local 112 PAC is \$2.50 per

month for each member. The contributions are made each month at the member's discretion.

- IBEW Local 112 PAC filed ten Cash Receipts Monetary Contributions Reports (PDC form C-3) for the months of January 2004 through October 2004, reporting contributions that totaled \$21,186.25. All of the contributions were reported as anonymous contributions.
- On February 7, 2005, IBEW Local 112 PAC filed ten amended C-3 reports for the period January 2004 through October 2004. The amended reports correctly showed the number of small contributors and listed the contributions as "small contributions of \$25 or less" on line 1(e) of the C-3 report.

Contributions received from January 2004 through October 2004, totaling \$21,186.25, were initially reported incorrectly as anonymous donations. Upon learning the correct way to report the contributions, IBEW Local 112 PAC filed amended C-3 reports.

After a careful review of the alleged violations and relevant facts, we have concluded our investigation and, with the concurrence of the Chair of the Public Disclosure Commission, I am dismissing your complaint against IBEW Local 112 PAC.

If you have questions, please feel free to contact Phil Stutzman, Director of Compliance, at (360) 664-8853 or toll free at 1-877-601-2828.

Sincerely,

Vicki Rippie
Executive Director

c: Lori Johnson, treasurer for IBEW Local 112 PAC